

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 4278 of 1987

For Approval and Signature:

Hon'ble MISS JUSTICE R.M.DOSHIT

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1. Whether Reporters of Local Papers may be allowed to see the judgements?
 2. To be referred to the Reporter or not?
 3. Whether Their Lordships wish to see the fair copy of the judgement?
 4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder?
 5. Whether it is to be circulated to the Civil Judge?

PRATAPSIKH KALUSING VAGHELA

Versus

STATE OF GUJARAT

Appearance:

MR PB MAJMUDAR for Petitioner

MR DP JOSHI AGP for Respondents

CORAM : MISS JUSTICE R.M.DOSHIT

Date of decision: 02/05/98

ORAL JUDGEMENT

The petitioner before this Court, a former Police Constable who has been dismissed from service, on account of his absence without leave. The petitioner was dismissed from service under order dated 25th November, 1975, which was confirmed on 8th April, 1976 and the revision preferred before the Government was returned on

2nd August, 1976. Feeling aggrieved, the petitioner has preferred this petition under Article 226 of the Constitution of India and has challenged the above referred orders dated 25th November, 1975, 8th April, 1976 and 2nd August 1976. The petition preferred more than 11 years after the impugned order was made, deserves to be dismissed on the ground of delay, laches, and acquiescence alone. The petitioner has not explained the delay caused in preferring this petition. The petition is, therefore, dismissed on the ground of delay, laches and acquiescence alone. Rule is discharged. There shall be no order as to costs.

sreeram.